

16076 U.S. PTO
07/29/03

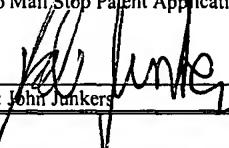
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION	
	CLASS	SUBCLASS	EXAMINER	ART UNIT
13033.4USC3			UNKNOWN	3736

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV347849977US
Date of Deposit: July 29, 2003

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 
Name: John Junkers

CONTINUATION APPLICATION UNDER 37 C.F.R. § 1.53(b)

17858 U.S. PTO
10/629145
07/29/03

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a continuation application under 37 CFR § 1.53(b) of Serial No. 10/394,887, filed on March 21, 2003 entitled METHOD AND APPARATUS TO TREAT CONDITIONS OF THE NASO-PHARYNGEAL AREA by the following inventor(s):

Full Name Of Inventor	Family Name KNUDSON	First Given Name MARK	Second Given Name B.
Residence & Citizenship	City SHOREVIEW	State or Foreign Country MINNESOTA	Country of Citizenship USA
Post Office Address	Post Office Address 1309 WEST ROYAL OAKS DRIVE	City SHOREVIEW	State & Zip Code/Country MINNESOTA 55126/USA
Full Name Of Inventor	Family Name TWEDEEN	First Given Name KATHERINE	Second Given Name S.
Residence & Citizenship	City MAHTOMEDI	State or Foreign Country MINNESOTA	Country of Citizenship USA
Post Office Address	Post Office Address 1175 ASHLEY LANE	City MAHTOMEDI	State & Zip Code/Country MINNESOTA 55115/USA
Full Name Of Inventor	Family Name CONRAD	First Given Name TIMOTHY	Second Given Name R.
Residence & Citizenship	City EDEN PRAIRIE	State or Foreign Country MINNESOTA	Country of Citizenship USA
Post Office Address	Post Office Address 6903 ROS EMILY LANE	City EDEN PRAIRIE	State & Zip Code/Country MINNESOTA 55344/USA

1. Enclosed is a copy of the prior application; including the specification, claims, drawings, a signed oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.) The continuing application is as follows: 11 pages of specification, 11 claims, 1 page of abstract, 6 sheets of formal drawings, and 4 pages of oath or declaration.

- The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

2. Cancel original claims of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

3. The filing fee is calculated below:

CLAIMS AS FILED

NUMBER FILED	NUMBER EXTRA	RATE	FEE
TOTAL CLAIMS: 5	0	x \$9.00	0.00
INDEPENDENT CLAIMS 1	0	x \$42.00	0.00
BASIC FILING FEE:			\$375.00
TOTAL FILING FEE:			\$375.00

- Small entity status is claimed pursuant to 37 CFR 1.27.

4. Payment of fees:

- Attached is a check in the amount of \$375.00
- Please charge Deposit Account No. 13-2725.

5. The Commissioner is hereby authorized to charge any additional fees as set forth in 37 CFR §§ 1.16 to 1.18 which may be required by this paper or credit any overpayment to Account No. 13-2725.

6. Amend the specification by inserting before the first line the sentence:

7. A set of formal drawings (sheets) is enclosed.

8. Priority of application Serial No. , filed on in , is claimed under 35 U.S.C. 119.

The certified copy has been filed in prior application Serial No. , filed .

9. The prior application is assigned of record to Restore Medical, Inc. located at St. Paul, Minnesota.

10. The Power of Attorney in the prior application is to:

Merchant & Gould P.C.
Minneapolis, MN 55402-2215

11. A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

Fee for excess claims is attached.

12. A petition and fee has been filed to extend the term in the prior application until . A copy of the petition for extension of time in the prior application is attached.

13. The inventor(s) in this application are less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:

14. A Nonpublication Request under 37 CFR 1.213(a) is enclosed.

15. Also Enclosed: Information Disclosure Statement, Form 1449 and 1 reference

16. Address all future communications to the **Attention of Nancy J. Parsons** (may only be completed by attorney or agent of record) at the address below.

17. A return postcard is enclosed.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
612.332.5300



Date: 7/29/03

Nancy Parsons
Nancy J. Parsons
Reg. No. 40,364
NParsons:PSTkaw